

STATE OF SOUTH CAROLINA  
BEFORE THE PUBLIC SERVICE COMMISSION  
DOCKET NO. 2003-327-C

IN THE MATTER OF:	)	
	)	
Continued Availability of Unbundled	)	
High Capacity Loops at Certain	)	
Locations and Unbundled High Capacity	)	PETITION TO INTERVENE
Transport on Certain Routes Pursuant to	)	
the FCC's Triennial Review Order	)	
_____	)	

Elliott F. Elam, Jr., Acting Consumer Advocate for the State of South Carolina, respectfully petitions the South Carolina Public Service Commission for permission to intervene in the above referenced Docket and represents as follows:

1. The Commission has established this proceeding pursuant to the decision of the Federal Communications Commission ("FCC") in its Triennial Review Order of Section 251 Unbundling Obligations of Incumbent Local Exchange Carriers ("TRO").
2. The Commission has assigned Docket No. 2003-326-C to this matter.
3. Elliott F. Elam, Jr. is the duly appointed and qualified Acting Consumer Advocate for the State of South Carolina. Pursuant to S.C. Code Ann. § 37-6-604 (2002), and 26 S.C. Code Ann. Regs. 103-830 et seq., (1976 and Supp. 2002), the Consumer Advocate has the discretionary duty to provide legal representation of the consumer interest before state and federal regulatory agencies when such agencies undertake to fix rates or prices for consumer products or services or to enact regulations or establish policies related thereto, and in that capacity the Consumer Advocate does hereby petition to intervene as a formal party of record in Docket No. 2003-327-C.

4. The Consumer Advocate has not fully developed his position on this matter.

**WHEREFORE**, the Petitioner, in order to represent the consumer interest of the State of South Carolina, requests:

(1) that the Commission grant this Petition to Intervene as a formal party of record on behalf of the consumers of the State of South Carolina;

(2) a copy of all filings, pleadings, testimony and exhibits filed by all parties of record concerning this proceeding.

Elliott F. Elam, Jr.  
Acting Consumer Advocate

By: \_\_\_\_\_  
S.C. Department of Consumer Affairs  
3600 Forest Drive 3<sup>rd</sup> Floor  
P.O. Box 5757  
Columbia, South Carolina 29250-5757  
(803) 734-4189

November 26, 2003

### **CERTIFICATE OF SERVICE**

This is to certify that I, Elliott F. Elam, Jr., have served this day the foregoing **Petition to Intervene** upon the person(s) named below, at the address(es) set forth, by deposit in the United States mail, postage prepaid.

Patrick W. Turner, Esquire  
BellSouth Telecommunications, Inc.  
P.O. Box 752  
Columbia, SC 29202

Robert E. Tyson, Jr.  
Sowell Gray Stepp & Laffitte, LLC  
P.O. Box 11449  
Columbia, SC 29211

John J. Pringle, Jr., Esquire  
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P.O. Box 12399  
Columbia, SC 29211

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November 26, 2003  
Columbia, South Carolina